

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

**05 CR 10251 MLW**

v.

TIRSON SANTANA a/k/a :  
Tirson Santana-Guererro a/k/a :  
Tirson Rivera a/k/a :  
German Ocasio Rivera :  
8 U.S.C. § 1326(a), (b) (2)  
(Illegal Re-entry of  
Deported Alien)

**INDICTMENT**

**COUNT ONE:** 8 U.S.C. § 1326 -- Illegal Re-entry of Deported Alien

The Grand Jury charges that:

On or about August 16, 2005, at Boston, in the District of Massachusetts,

**TIRSON SANTANA a/k/a  
Tirson Santana-Guererro a/k/a  
Tirson Rivera a/k/a  
German Ocasio Rivera**

the defendant herein, being an alien and having been excluded, deported and removed from the United States, after a conviction for an aggravated felony, to wit, Conspiracy to distribute Cocaine in violation of 21 U.S.C. §846 and Possession with Intent to Distribute a Class B substance, to wit, Cocaine, in violation of 21 U.S.C. §841(a)(1), was found in the United States without having received the express consent of the United States Attorney General prior to March 1, 2003, or the express consent of the Secretary of the Department of Homeland Security since that date,

to reapply for admission to the United States.

All in violation of Title 8, United States Code, Sections 1326(a)(1) and (b)(2) and Title 6, United States Code, Sections 202(3) and (4) and Section 557.

A TRUE BILL

  
\_\_\_\_\_  
FOREPERSON OF THE GRAND JURY

  
\_\_\_\_\_  
NADINE PELLEGRINI  
Assistant United States Attorney

DISTRICT OF MASSACHUSETTS

September 14, 2005

Returned into the District Court by the Grand Jurors and filed.

  
\_\_\_\_\_  
Noelle Russ  
Deputy Clerk  
*will return  
9/14/05*

Place of Offense: \_\_\_\_\_ Category No. II Investigating Agency ICE

City Boston Related Case Information:

County Suffolk Superseding Ind./ Inf. \_\_\_\_\_ Case No. \_\_\_\_\_

Same Defendant \_\_\_\_\_ New Defendant \_\_\_\_\_

Magistrate Judge Case Number 05-1116-JGD

Search Warrant Case Number \_\_\_\_\_

R 20/R 40 from District of \_\_\_\_\_

**Defendant Information:**Defendant Name Tirson SANTANA Juvenile  Yes  No

Alias Name Tirson SANTANA-GUERERRO; German Ocasio Rivera

Address \_\_\_\_\_

Birth date (Year only): 1960 SSN (last 4 #): \_\_\_\_\_ Sex M Race: H Nationality: DR

Defense Counsel if known: Glen Randall Address: \_\_\_\_\_

Bar Number: \_\_\_\_\_

**J.S. Attorney Information:**

AUSA Nadine Pellegrini Bar Number if applicable \_\_\_\_\_

Interpreter:  Yes  No List language and/or dialect: SpanishMatter to be SEALED:  Yes  No Warrant Requested  Regular Process  In Custody**Location Status:**

Arrest Date: August 22, 2005

 Already in Federal Custody as 8/25/05 in D.Mass. Already in State Custody  Serving Sentence  Awaiting Trial On Pretrial Release: Ordered by \_\_\_\_\_ on \_\_\_\_\_Charging Document:  Complaint  Information  IndictmentTotal # of Counts:  Petty  Misdemeanor  Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

 I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 9/14/05 Signature of AUSA: 

District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant Tirson SANTANA \_\_\_\_\_

U.S.C. Citations

<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1 <u>8 USC 1326(a)</u>	<u>Illegal re-entry by a deported alien</u>	<u>1</u>
Set 2 _____	_____	_____
Set 3 _____	_____	_____
Set 4 _____	_____	_____
Set 5 _____	_____	_____
Set 6 _____	_____	_____
Set 7 _____	_____	_____
Set 8 _____	_____	_____
Set 9 _____	_____	_____
Set 10 _____	_____	_____
Set 11 _____	_____	_____
Set 12 _____	_____	_____
Set 13 _____	_____	_____
Set 14 _____	_____	_____
Set 15 _____	_____	_____

ADDITIONAL INFORMATION: